

**DELEGATION OF AUTHORITY
THE COMPREHENSIVE ENVIRONMENTAL RESPONSE,
COMPENSATION AND LIABILITY ACT (CERCLA)**

Brownfields Revitalization Funding

1. **AUTHORITY.** To exercise the U.S. Environmental Protection Agency's authority pursuant to Sections 101(39) and 104(k) of the Comprehensive Environmental Response, Compensation, and Liability Act, as amended, and Executive Order 13308.
 - a. To make determinations and take other actions necessary to approve grants:
 - i. To eligible entities for programs to inventory, characterize, assess and conduct planning related to one or more brownfield sites;
 - ii. To eligible entities for capitalization of brownfield-remediation revolving loan funds;
 - iii. To eligible entities and nonprofit organizations for remediation of one or more brownfield sites; and
 - iv. To eligible entities and nonprofit organizations to provide training, research and technical assistance to individuals and organizations to facilitate the inventory of brownfield sites, site assessments, remediation of brownfield sites, community involvement or site preparation, and, where applicable, to approve providing these services directly through contracts, interagency agreements and other authorized means.
 - b. [this authority is not redelegated]
 - c. To perform targeted site assessments at brownfields sites under Section 104(k)(2)(A)(ii).
 - d. To approve grants for joint multimedia environmental-training programs supported by program offices in addition to the Office of Solid Waste and Emergency Response under Section 103 of the Clean Air Act; Section 104 of the Clean Water Act; Section 8001 of the Solid Waste Disposal Act; Section 10 of the Toxic Substances Control Act; Section 20 of the Federal Insecticide, Fungicide, and Rodenticide Act; Section 311 of the Comprehensive Environmental Response, Compensation, and Liability Act; Section 203 of the Marine Protection, Research, and Sanctuaries Act; and Section 102(2)(F) of the National Environmental Policy Act.
2. **TO WHOM REDELEGATED.** Through the Director, Land, Chemical, and Redevelopment Division, or equivalent, to the Branch Chief, Pollution Prevention and Communities Branch, or equivalent.
3. **LIMITATIONS.**
 - a. The regional administrator, office director, or branch chief must obtain the concurrence of the AA for OLEM or her or his designee prior to exercising the authority in paragraph 1.a. and 1.d. above. This limitation does not restrict the authority of regional administrators provided under the EPA's delegation 1-14-A to execute and administer grants approved by the assistant administrator for OSWER.
 - b. The AA for OLEM and the regional administrator, office director, or branch chief must make determinations under paragraph 1.a.i., ii. or iii. regarding the eligibility of

entities in consultation with the AA for OECA or her or his designee. The AA for OECA or her or his designee may waive, in whole or in part, this limitation by memorandum.

- c. The AA for OLEM and the regional administrator, office director, or branch chief must make determinations regarding the eligibility of brownfield sites, including targeted brownfields assessment sites, in consultation with the AA for OECA or her or his designee. The assistant administrator for OECA or her or his designee may waive, in whole or in part, this limitation by memorandum.
- d. Prior to exercising the authority in l.d. to approve multimedia-training grants, the AA for OLEM or designee must coordinate with the assistant administrator or designee of the program office providing funds or other support for the joint training program.
- e. This authority shall be exercised subject to approved funding levels and be consistent with funds-control policies established by the Office of the Chief Financial Officer.

4. REDELEGATION AUTHORITY.

- a. This authority may be redelegated to the section chief level, or equivalent, and no further.
- b. An official who redelegates an authority retains the right to exercise or withdraw the authority. Redelegated authority may be exercised by any official in the chain of command down to the official to whom it has been specifically redelegated.

5. SUPERSESSION. This delegation supersedes R10 14-45 (11/30/2017) any other delegation of the same authority.

6. ADDITIONAL REFERENCES.

- a. The Federal Grant and Cooperative Agreement Act of 1977, 31 U.S.C. Sections 6301 et seq.
- b. EPA Order 5700.1, Policy for Distinguishing Between Assistance and Acquisition.
- c. 40 CFR Part 30, Uniform Administrative Requirements for Grants and Agreements with Institutions of Higher Education, Hospitals, and Other Non-Profit Organizations.
- d. 40 CFR Part 31, Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments.
- e. EPA Delegation 1-14-A.
- f. Executive Order 13308, June 20, 2003.
- g. EPA Delegation 14-45.

APR 15 2019

Date



Chris Hladick
Regional Administrator